G. R. S.

GENERAL AND REVENUE SECRETARIAT.

1896 1897
~~19~~
(Miscellaneous)

File No. 68

(Section I)

Serial Nos.

Papers Filed.

*Month*_____

SUBJECT.

Petition from Dr A Nara Simhachar of Bangalore praying for the grant of the copy of the detailed measurement-Bills taken as to the completion of the repairs of the Sri Janardana Swamy Temple at Mandya.

PREVIOUS REFERENCES	LATER REFERENCES

Subject No. 194 of the Dasara Representative Assembly Proceedings of 1903.

Copies of correspondence in the Revenue Department are not furnished to the parties. It should be furnished as the parties interested in such correspondence require them badly in support of their cases in which there is any dispute.

Reply of Government.

Copies of intermediate correspondence cannot be granted. Orders must be self contained and reasons must be given fully for them. This will be communicated to all officers concerned.

Note the GR 29/8/04

Submitted for information

16/8/04

672 1904.

From

B.K. Venkatavaradaiengar, Esq,
Offg. Secy. to the Govt. of
His Highness the Maharaja of
Mysore, Genl & Rev. Deptt.

To

The Deputy Commissioners of Districts.

The Revenue Commissioner in Mysore.

The Survey and Settlement Commissioner in Mysore.

Dated 16th July 1904.

Despatched

Received

General No. R. 267-78-66-1

No. Cir 1 Enclosure No.

Has the honor to invite attention to the marginal representation and the reply thereto.

" By Order"

Sd/ B.K. Venkatavaradaiengar,
Offg. Secretary.

Govt. of H.H. the Maharaja of Mysore, Genl. & Rev. Department,

Dated 16th July 1904.

Memo No. R-277-367

Copy forwarded to other Heads of Departments.

" By Order"

For Offg. Secretary.

Proceedings of the Government of Mysore, Petition, dated 12th October 1895.

No.4082- Pet.864, Dated, Bangalore, 12th October 1895.

Order- The following instructions are issued for guidance in dealing with applications for copies of records in Revenue appeals and petitions presented to Government:-

Copies of the following papers may be granted, on application, to parties ~~and~~ interested-

(1) Petitions presented by the parties or by persons through whom the claim.

(2) Depositions of parties and witnesses.

(3) Mahazars.

(4) Sketch or plan.

(5) Documents finally accepted by the Deputy ~~Commissioner~~ Commissioner.

(6) Local officer's report as to the result of personal inspection.

(7) Endorsements.

(8) Judgments and decrees in regular cases, and in other cases extracts from orders so far as they relat to the disposal of the matter complained of.

2 Copies of Records and other correspondence will not be grant

3 As the final orders of Government are communicated to petitioners by endorsements, copies of proceedings and instructions sent to Deputy Commissioners should not ordinarily be granted.

(Sd) C. Sreenivasiengar,

Revenue Secretary

1905-06

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

REVENUE MISCELLANEOUS

OFFICE MEMO

Dated 12th May 1906

Minutes of the Councillors and the Dewan, and the Order of His Highness the Maharaja thereon, *in re* grant of copies of decisions of Government in Council Committee cases, to parties interested and applying for the same.

GPB—14-6-06—500

FIRST COUNCILLOR'S NOTE.

I do not understand the necessity for separate endorsements in this elaborate form.

2. It seems to me that if the appellant petitioners must be furnished with a full reply to their appeal, the easiest way of doing it would be to furnish them with a copy of the decision itself. A foot office order will read "Copy of the above is furnished to.....in reply to their petition of appeal dated....." This would save the trouble of making a recapitulation (which, unless full, is often a bad recapitulation) of the terms of the decision already recorded; and thus save the time of clerks in writing it out and of officers in examining the work.

Please shew the Councillor the Order which forbids the grant of copies of Government Orders.

(Initialled) B. K. V.
30-4-06.

Seen. Please see overleaf.

(Initialled) T. A. R.
1st May 1906.

3. If a full reply is not necessary, a brief endorsement would suffice informing the petitioner of the result. X Y is informed that his appeal has been dismissed on the ground that the registry of A B is found to be correct and equitable. In this case, if the petitioner wishes to know more he can ask for and obtain a copy of the decision, which would be an automatic arrangement concerning the office alone.

4. I shall feel obliged by being informed of anything wrong in the foregoing views.

(Initialled) T. A. R.,
First Councillor.
28th April 1906.

5. In compliance with the Secretary's instructions noted overleaf, the clerk has shown me Government Order No. 4082, dated the 12th October 1895. There is nothing in this Government Order to militate against what I have above suggested. Under para 3, the endorsement need only be very brief and intimate the result of appeal to the parties. If they require fuller information they can apply for and get a copy of the decision in full, under para 1, clause (8), of the Government Order.

6. I observe that some confusion of understanding of the plain meaning of the above cited Government Order of 1895 has arisen by glosses and commentaries put upon those orders. When once a decision is recorded with full reasons for the conclusion, to prepare a "full and accurate endorsement so as to accord with the order of the Councillors" is to undertake a difficult feat which entails waste of time in the Secretariat and waste of time of Councillors also if we have to scrutinize and pass these endorsements.

Under these circumstances I would suggest that one or the other of the two alternatives explained at page 1 of this note may be sanctioned. In any case animadversions on the local executive officers such as may not be published, will be carefully kept out of the decisions themselves.

8. If the Second Councillor concurs in these views, the point may be submitted to the Dewan.

(Signed) T. ANANDA ROW,
First Councillor.

To 2nd Councillor.

(Initialled) B. K. V.
1-5-1906.

d 12th May 19

SECOND COUNCILLOR'S NOTE.

The 1st Councillor has clearly and forcibly put the point at issue. The orders of Government may be communicated to the parties concerned by brief endorsements as suggested by the 1st Councillor, and they may, if so disposed, apply for copies of orders in full. The granting of elaborate endorsements recapitulating the terms of the decision is objectionable, very often the endorsement may not convey the full sense of the decision.

The decisions in the Revenue cases are now published in the *Mysore Gazette*. I fail to see why copies cannot be granted to the parties concerned on application.

(Signed) K. P. PUTTANNA CHETTY,
Second Councillor.
3-5-1906.

(Initialled) B. K. V.
4-5-1906.

FIRST COUNCILLOR'S NOTE.

1. This may now be submitted to the Dewan.

2. To make the point clear, the following amendment of Government Order No. 4082, dated the 12th October 1895, may be ordered :—

In para 3—

For the words " As the final orders of Government,'

Read " As the operative portion of the final orders of Government."

(Initialled) T. A R.
4th May 1906.

(Initialled) B. K. V.
5-5-1906.

DEWAN'S NOTE.

The new Council have taken up a question which formed the subject of minutes and counter-minutes when I was in the Council in the early months of 1904. The verdict then went against me. The inconvenience then complained of, being a real one, has come up again and calls for a remedy unless the work in the Secretariat is to be unnecessarily multiplied and the parties to decisions of Government left to depend for the reasons for the decisions on paraphrases made by the Secretariat officials and not on what the responsible Councillors themselves may have recorded.

I agree with the Councillors that I see no harm in parties being supplied with copies of decisions. This is provided for in the Proceedings of the 12th October 1895, Section 1, Clause (8). No amendment of these rules is necessary. And I would respectfully submit that as First Councillor also I never asked for amendment of the orders of the 12th October 1895. I based my case then entirely on those Proceedings.

(Initialled) V. P. M.
9-5-1906.

Submit to His Highness.

(Initialled) V. P. M.
11-5-1906.

ORDER OF HIS HIGHNESS THE MAHARAJA.

As the present Dewan and Council are unanimous on the point, I have no objection to reconsidering the Order of February 1901. The proposal is sanctioned.

(Initialled) K. R. W.
12-5-1906.

Submitted

There are no definite

Rules regarding the granting of
copies of
the measurement bills now
asked for -

It appears to me unobjectionable
to grant the copy
applied for.

JCS
10/9/06

JCS

Chief Clerk

10/9/06

A typed copy of

of 1995 is herewith submitted

hf
10/9/06

Proceedings of the Government of Mysore, Petition, dated 12th October 1895.

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(5) Documents finally accepted by the Deputy ~~Commissioner~~ Commissioner.

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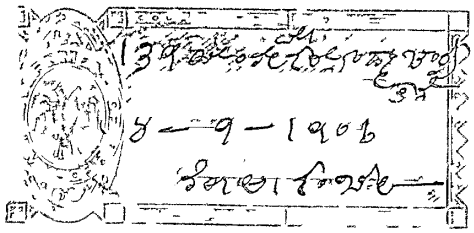
(8) Judgments and decrees in regular cases, and other cases extracts from orders so far as they relate to the disposal of the matter complained of.

2 Copies of Reports and other correspondence will not be granted

3 As the final orders of Government are communicated to petitioners by endorsements, copies of proceedings and instructions sent to Deputy-Commissioners should not ordinarily be granted.

C. Sreenivasiengar,

Revenue Secretary



1503

To

The Secretary to the Government
of His Highness the Maharajah of
Mysore in the Muzarai Department

Vs

Are these papers available in our office?
1 Rs
8/9

Application of M.A. Narasimhachar
Care of Mr. Singaperumal Iyengar,
Chief Goods Clerk, Madras Railway, Bangalore.

Do the Rules allow this being given?
Ll
10/9/05

The applicant begs to state that he
with others are plaintiffs and one Alwar
Jeramaliengar and his brother M.A. Appala-
Char are defendants in O.S no. 14 of
1905 in the High Court of Madras.

The rules do not contemplate the grant of the copies now asked for - Decline
Ll
10/9/05

That in connection with the above
Suit, a copy of detailed measurement
bills taken as to the completion of
the repairs executed to the Sri Janardana
Swami Temple at Mandya in the year
1899-1900 being required, the applicant

Vide no 2192 with Rs 2/-

begs that he may be favoured with an
authenticated copy of the same.

24 10.05

The applicant further begs to State
he applied for a copy of the above

document in the Mysore District
Deputy Commissioner's Office in his petition
dated 27-3-06 and in reply thereto he
has been favoured with an endorsement
No. 16 of 30-7-06 to the effect that the
connected records are reported to have
been submitted to the Office of the
Muzarai Superintendent by the
Amildar of the Maudya Taluk with
his report No. 28 of 22-1-00.

The applicant has herewith Rs 2/- was
submitted two rupees in advance with me
cheq
for Stamps, Copying fee &c

Received for Rupees
two only Rupees
Stamps
24/10/06
Signature of Accountant

Yours &c
M.N. Narasimhachar
8 September 1906
Bangalore